

10/12 /01

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

BIG STONE GAP CALENDAR - OCTOBER 10, 2001

(The Honorable William F. Stone, Jr. Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A. M. - PRE-TRIAL CONFERENCES

Copeland HARMAN MINING - chl1 7-98-01988 S
A/P 7-01-00098: Recover preference; fraudulent transfer avoidance
Debtor (Copeland) v. Terra Industries (
*–Court’s letter of 10/4, in lieu of pretrial conference, directs counsel
to provide written status report concerning efforts toward resolution d/e # 9*

Copeland SOUTHERN HOME NURSING INC-ch7 7-99-02794 Callahan
A/P 7-01-00103: Recover money or property LM
Trustee (Callahan) v. Virginia Medical & Respiratory Equipment (Bolling)

A/P 7-01-00104: Recover money or property
Trustee (Callahan) v. Ronnie D. Compton (Bolling)

Note: AP 01-65: UST v. Kilgore: Pltf Mot filed 10/4 rescheduled by court’s 10/5 order to 12/11 @ 9:30

10:00 A. M. - PRE-TRIAL

Kilgore DARRELL & JACQUELINE FLEMING-ch13 7-96-01021 Widener
A/P 7-01-00059: Det. Dischargeability - **Pre-Trial Conference; contd fr 9/11**
Debtors v. Dickenson County Treasurer
–contd for dbtr atty to obtain settlement order or dismiss AP
–CONTD by court’s 10/4 order to 12/11 @ 10

10:00 A.M. - MISCELLANEOUS HEARINGS

Kilgore LISA DEEL-ch7 7-98-02921 Wick/VS
Motion to waive appearance at 341 meeting of creditors filed 8/8; d/e #72 and
Trustee’s Mot dismiss case re-scheduled by court’s 9/26 order
–CONTD by court’s 10/4 order to 12/11 @ 10

Big Stone Gap Calendar - 10/10/01

10:00 A.M. - MISCELLANEOUS HEARINGS

Hutchinson	TERRY TURNER-ch7 Motion of Debtor to Dismiss case filed 8/29; d/e # 20	7-01-01387	Wick/NS
Hutchinson	CHARLES & LINDA BURTON-ch7 Motion of MALE petitioner to waive appearance at §341 meeting filed 8/29; d/e # 12	7-01-02933	Wick/PR
Hutchinson	BILLY SPEARS-ch7–reopened Debtor motion for extension of time to file adversary proceeding	7-01-00420	Wick/SJ
Carmody	JENNIFER OSBORNE-ch7 Motion #1: Avoid lien; filed 9/4, d/e # 16, 17 Debtor v. Buchanan General Hospital <u>Answer filed (Breimann) 9/14, d/e # 24; contd fr 10/10</u> Motion #2: Avoid lien filed 9/4; d/e # 18, 19 Debtor v. Buchanan General Hospital <u>Answer filed 9/14, d/e # 25, (Breimann); contd fr 10/10</u> Motion #3: Avoid lien filed 9/4; d/e # 20, 21 Debtor v Buchanan General Hospital <u>Answer filed 9/14, d/e # 26 (Breimann)</u> <u>Request for Production of Documents filed 9/14, d/e # 27 (Breimann)</u> <u>Interrogatories filed 9/14, d/e # 28 (Breimann); contd fr 10/10</u>	7-01-02401	Wick/VS

Big Stone Gap Calendar - 10/10/01

10:00 A.M. - MISCELLANEOUS HEARINGS

Harris	MORGAN & CHASTITY COX - Ch. 7 Motion #1: Relief filed 9/11 – d/e #28 Bank One Credit Co. (Neyhart) v. Debtors & Trustee <u>–Order of 9/20 granted relief (agreed)</u>	7-01-02848	Callahan/AF
Sheffield	R. L. & CAROLYN BEARD-ch7 Motion #1: Relief - filed 9/13; d/e # 11, 12 Chase Manhattan Bank USA (Epps) v. debtors & trustee	7-01-03576	Wick/JJ
Baker	TIM CARTY Motion #1: Relief - filed 9/18; d/e # 12, 13 Ford Motor Credit (L.Hale) v. debtor & trustee –DEFAULT order entered 10/4	7-01-03018	Wick/AF
Bledsoe	RICHARD & MISTTI LANE -ch7 Motion #1: Relief - filed 9/20/ d/e # Chrysler Financial Co., (Higgs) v. debtors & trustee	7-01-03249	Wick/S
Farthing	GEORGE & TRACY BURNS-ch7 Motion #1: Relief - filed 9/18; d/e # 10, 12 - noticed at BSG in error* Bank One NA (Neyhart) v. debtors & trustee <u>*amended notice & ord contg stay to 10/23 @ 10 entered</u>	7-01-03428	Callahan/AF

10:30 A.M. - PRE-TRIAL CONFERENCE

Kilgore	BILLY SALYERS - Ch. 7 A/P No. 7-01-00052: Determine dischargeability; contd PTC from 9/26 Debtor v. Sallie Mae Foundation (Thomas) Final pretrial conference–Thomas participating via telephone–initiated by Court <u>–CONTD by court’s 10/4 order to 12/11 @ 10:30</u>	7-97-01076	NS
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Big Stone Gap Calendar - 10/10/01

11:00 A.M. - MISCELLANEOUS HEARINGS

Lamie	LONNIE MEADOWS - Ch. 7	7-01-03314	Callahan/VS
	Motion #1: Relief – d/e #12 <u>filed 9/25; less than 20-day ntc; no pre-hrg ord entrd.</u> Nissan Motor Acceptance Corp. (VanBeek) v. Debtor & Trustee		
Moore	JOYCE MCMURRAY-ch7	7-00-03891	Callahan/VS
	Contd Motions of Debtor to Dismiss Case and Trustee to Motion to Deny Claim of Exemptions contd. for further hearing by courts Order/Mem.Opinion of 4/17; d/e # 26 –contd from 7/25		
	Trustee’s Motion for Authority to Sell Property – d/e #34 (objections to be filed w/Court & served on trustee 5 days before hearing) – d/e #35		
Alan	DARRELL COOK - Ch. 11	7-96–2231	DIP/VS
	Show cause for debtor & counsel for failure to comply w/Local Rule 3022-1 (d/e # 188); contd fr 8/14		
	Motion of Jean Cook (Kennedy) to intervene filed 8/6, d/e # 195; (*contd fr. 8/14 for filing of appropriate pleadings re: non-compliance w/court’s prior order re: spousal support) *MOTION filed by Jean Cook 8/30, d/e # 198; and for showcause and to Dismiss Case		
	Motion of Debtor for final decree in Ch 11 case filed 9/19 w/final report, d/e # 202, 203 Objection: Jean Cook (Kennedy)		
Copeland	TRIPLE G COAL CORP-ch11	7-96-03675	DIP/MC
	Final Report and Application for final Decree filed 8/22; d/e # 153, 154		
Copeland	DENNIS HOOVER - Ch. 11	7-04-03015	DIP/MC
	Motion #1: Relief – d/e # 26 First Vantage Bank (Kieffer) v. Debtor RESPONSE and OBJECTION filed by Debtor 10/02		

Big Stone Gap Calendar - 10/10/01

1:00 P.M. - CHAPTER 13 CONFIRMATIONS CONTD FROM 9/11

Carmody	JOHNNY & BRENDA YATES	7-99-03507	Widener/NS
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Mod Plan filed 6/4; d/e # 56, 57; – contd from 7/25 to file eval mot. On 2nd Lien on car –trustee’s obj dismissed at 7/25 hrg (to be included in Carmody’s continuance ord) d/e # 59 & 61

–**NOTE:Orders entered 10/2 on two Valuation Motions heard 9/26**

Ord circulating on BB&T valuation mot heard 10/4 by Jg.Krumm

Gifford MARK & ANGELIA MARTIN-chl3 7-00-01448 Widener/AF
Mod Plan filed 71/6; d/e # 34
Trustee’s Motion to Dismiss Case or Convert to Ch. 7 – d/e #31; contd fr 8/14

Motion #2: Relief - filed 7/12; d/e # 32, (no pho/under 20-day ntc)
Wells Fargo Home Mortgage Ins (Sasser) v. debtors & trustee
Response of Debtor filed 7/12 (Lamie) contd from 7/26

Proctor JAMES & GLENNA BELLAMY-chl3 7-01-02734 Widener/PR
Plan filed 6/19, d/e # 6
OBJECTION: Miners Exchange Bank (Copeland) filed 8/9; d/e # 15

Note: Trustee Report, Objection: and Motion to Dismiss filed 7/23, d/e # 13 was heard on 8/14 and taken under advisement 15 days brief; 15 days reply

1:00 P.M. - CHAPTER 13 CONFIRMATIONS

Lamie THOMAS & PATRICIA FIELDS - Ch. 13 7-01-01507 Widener/NS
Mod. Plan # 3 filed 8/27; d/e # 40, 41, 42

Trustee Show Cause on Dismissal filed 8/7 – d/e # 38 **contd fro 9/11**

Hutchinson RONNIE COLLINS_chl3 (case converted 7/17/01) 7-00-04123 Widener/PR
Plan filed 7/31; d/e # 38
OBJECTION of Trustee, Report and Showcause: Dismiss/Convert; filed 8/24; d/e # 40
Big Stone Gap Calendar- 10/10/01

1:00 P.M. - CHAPTER 13 CONFIRMATIONS

Lamie CLARENCE, JR., & NANCY SHORT - Ch. 13 7-01-02796 Widener/JJ
Mod Plan #1 filed 8/27, d/e # 22

OBJECTION: Trustee w/report and Showcause: Dismiss or Convert, filed 9/5; d/e # 28

Objections to prior plan : Trustee w/Report and Show Cause on Dismissal – d/e # 14
(**contd fr. 9/11**): Bank One West Va. NA (Neyhart) d/e # 20, filed 8/2

Motion # 1: Relief; contd fr 8/14 & 9/11 **contd from 9/11**

Conseco Finance Servicing Corp. (McQuiddy) v. Debtors & Trustee – d/e # 15

Hutchinson SALLIE SNODGRASS-chl3 7-01-02935 Widener/MC
Plan filed 6/29, d/e # 6 – contd fr 10/10
Objection: First Tennessee Bank (Fleischhauer) d/e # 17, filed 9/13

Motion for valuation: 1997 Chev Cavalier; First Tennessee Bank, d/e #15, filed 9/5
RESPONSE filed by First Tennessee Bank (Huebschman) – d/e #18 ; contd fr 10/10

Motion for valuation: 1995 Hyundai : Farmers & Miners Bank, filed 9/5; d/e # 16
–contd fr 10/10 for new service under Rule 9014 & 7004(h)

Hutchinson HARLAND & ROSA ERVIN-chl3 7-000-03317 Widener/NC
Mod Plan filed 8/9 , d/e # 40; 41

Trustee's Report w/Objection & Show Cause on Dismissal or Conversion – d/e # 36
–contd from 8/14

Hutchinson MARY ADKINS 7-01-03248 Widener/AF
Plan 7/23/01; d/e # 6
–Mod Plan filed 9/19; conf set 11/7 @ 1, d/e # 14

Hutchinson DENNY & BRENDA LONG-chl3 7-01-02475 Widener/MC
Mod Plan **filed 8/9**; d/e # 15, 16 , 17 (c/s 8/14, d/e # 18)
OBJECTION: First Vantage Bank/Tri Cities (Hutton) **filed 10/4** d/e # 24

Motion for valuation: '97 Chev. Blazer: First Va. Bank; \$4,000.00 filed 8/24; d/e # 22

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1:00 P.M. - CHAPTER 13 CONFIRMATIONS

Hutchinson DOUGLAS & TINA NEAL-chl3 7-98-03072 Widener/SJ
Mod plan filed 8/9; d/e # 55, 56

Hutchinson CATHERINE ESTEPPE 7-01-02948 Widener/AF
Plan filed 6/29; d/e # 6

Hutchinson RUTH MYERS 7-01-03091 Widener/VS
Plan filed 7/12; d/e # 6

Hutchinson DONALD & SANDRA EARLS - Ch. 13 7-01-02969 Widener/JJ
Objection: USA/IRS (Fogg) – d/e # 18
Trustee w/Report and Show cause for dismissal – d/e #19

Motion #1: Sell property free & clear of liens – d/e # 17
Debtors v. First Commonwealth Bank & Dept of Treas./IRS & Trustee

1:00 P. M. - MISCELLANEOUS HEARINGS CONTD FROM 9/11

D Kilgore GLEN & HELEN CALHOUN-chl3 7-98-01849 Widener/S
Motion to defer payments for June, July and August, 2001, filed 8/8; d/e # 67
OBJECTION: Trustee filed 8/16; d/e # 68
***continued from 9/11 and 10/10 by court's 10/4 order to 12/11 @ 1:00**
Big Stone Gap Calendar - 10/10/01

1:00 P. M. - MISCELLANEOUS HEARINGS CONTD FROM 9/11

Carmody MELISSA SALYERS- 13 * 7-01-03390 Widener/
Motion of Trustee to Convert or Dismiss - filed 9/20; d/e # 15
(note: bifurcated 6/29 from 01-1245 case; - converted to Ch13 on 8/6; **conf on 11/8)*

–REMOVED FROM CALENDAR; HRG WAS SCHEDULED FOR 10/23 @ 1 - not 10/10

Lamie JAMES & FRANKIE HENSLEY - Ch. 13 7-99-03393 Widener/PR
Trustee's Motion to Dismiss or Convert – d/e #23 cond from 10/10

Pro se JAMES D. KILGORE-CH7 7-00-02310 Callahan/VS
Debtor Motion to Reconvert from Chapter 7 to Chapter 13 - filed 8/8 w/ntc, d/e # 132
–CONTD by court's 10/4 order to 12/11 @ 10

1:00 P. M. - MISCELLANEOUS HEARINGS

Hutchinson DOUGLAS HAYES - Ch. 13 7-99-03967 Widener/VS
Trustee's Motion to Dismiss Case or Convert to Ch. 7 – d/e #38; contd fr 8/14

Kilgore IMOGENE SHARETT-chl3 7-97-03650 Widener/MC
Motion of Trustee to convert or dismiss filed 8/24; d/e # 24
–CONTD by court's 10/4 order to 12/11 @ 10

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1:00 P. M. - MISCELLANEOUS HEARINGS

Hutchinson JACKIE, JR., & VIRGINIA BEVERLY - Ch. 13 7-99-03247 Widener/NS
Debtors' Motion to Incur Debt – d/e #30 - contd from 9/11

Hutchinson STEVEN & MARY MITCHELL - Ch. 13 7-99-03796 Widener/JJ
Debtors' Motion for Extension of Time (an add'l 15 days from 9/24) to file
a Ch. 13 Plan.

2:00 P. M. - MISCELLANEOUS

Kendrick RICKY & DIANE JENKINS-chl3 7-01-01991 Widener/VS
Motion #1: Relief - d/e # 20, 21, filed 8/20
First Vantage Bank (Feldman) v debtors & trustee
Response filed 8/30; d/e # 22 by debtors contd from 9/11
--AGREED ORDER ENTERED 9/19/01; CANCELS HEARING